

Thomas E. Campagne, #065375
 Justin T. Campagne, #211825
 Campagne & Campagne
 A Professional Corporation
 Airport Office Center
 1685 North Helm Avenue
 Fresno, California 93727
 Telephone: (559) 255-1637
 Facsimile: (559) 252-9617
 Email: tcampagne@campagnelaw.com

Attorneys for Defendant Ray Moles Farms, Inc.

Daniel J. Brown, #307604
 Stansbury Brown Law
 2610 ½ Abbot Kinney Blvd.
 Venice, CA 90291
 Telephone: (323) 207-5925
 Email: dbrown@stansburybrownlaw.com

Attorneys for Plaintiff Filemon Colores

UNITES STATES DISTRICT COURT
 EASTERN DISTRICT OF CALIFORNIA
 FRESNO DIVISION

FILEMON COLORES, as an individual) No. 1:21-CV-00467-NONE-SAB
and on behalf all others similarly situated,)
) STIPULATION THAT THIS CASE NO.
Plaintiff,) 1:21-CV-00467-NONE-SAB NOW BE
) CONSOLIDATED WITH PENDING
vs.) CASE NO. 1:21-CV-00101-NONE-BAM
) [FRCP 42(a)(2)]
RAY MOLES FARMS, INC., a California)
Corporation; and DOES 1 through 100,) AND
)
Defendant) [PROPOSED] ORDER
)
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**STIPULATION THAT THIS CASE NO. 1:21-CV-00467-NONE-SAB NOW BE
CONSOLIDATED WITH PENDING CASE NO. 1:21-CV-00101-NONE-BAM [FRCP
42(a)(2)] AND [PROPOSED] ORDER**

Plaintiff Filemon Colores and Defendant Ray Moles Farms, Inc. (the only parties to this litigation) by and through their counsel of record, now enter into the following stipulations, as follows:

1. Pursuant to FRCP 42(a)(2), all parties to this litigation hereby stipulate that this Case No. 1:21-cv-00467-NONE-SAB has common questions of law or fact with the prior pending case of 1:21-cv-00101-NONE-BAM. Therefore, the parties to this litigation stipulate that this Case No. 1:21-cv-00467-NONE-SAB should be consolidated with Case No. 1:21-cv-00101-NONE-BAM by Order of the Court.

2. Upon approval and issuance of a Court Order consolidating the two cases, Defendant's pending Motion to Dismiss (Doc. No. 4) the Complaint in Case No. 1:21-cv-00467-NONE-SAB (which was set for Hearing on April 28, 2021 at (9:30 AM in Dept. 4) will be moot due to the consolidation, and should be withdrawn from calendar by the Clerk of the Court.

3. Pursuant to FRCP 12(a)(1)(A)(i), the parties stipulate that Defendant shall file its response to the Complaint in this Case No. 1:21-cv-00467-NONE-SAB within 21 days after the Court's issuance of an Order of Consolidation.

Dated: April 22, 2021

Respectfully submitted,

Stansbury Brown Law

By _____/s/

Daniel J. Brown

Attorneys for Plaintiff Filemon Colores

Dated: April 22, 2021

Respectfully submitted,

Law Firm of Campagne & Campagne
A Professional Corporation

By _____/s/

Thomas E. Campagne

Attorneys for Defendant Ray Moles Farms, Inc.

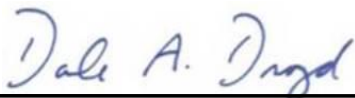
ORDER

THE ABOVE STIPULATION IS APPROVED.

This Case No. 1:21-cv-00467-NONE-SAB is hereby consolidated into pending Case No. 1:21-cv-00101-NONE-BAM. Hereinafter, any subsequent documents should (for docketing purposes) be captioned by the parties as follows: "*Case No. 1:21-cv-00101-NONE-BAM (consolidated with 1:21-cv-00467-NONE-SAB)*". Due to this consolidation, defendant has withdrawn its pending Motion to Dismiss (Doc. No. 4) in Case No. 1:21-cv-00467-NONE-SAB. As a result, the Clerk of Court is directed to terminate that motion.

IT IS SO ORDERED.

Dated: **April 23, 2021**


UNITED STATES DISTRICT JUDGE